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COMMENTS:

Please see the attached Duplicate Supplemental Amendment re: Serial No. 09/363,234; filed July 27, 1999.

L2073-15369001

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D. Edward Dolgorukov

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
DOUGLAS E. OTT, et al.) Group Art Unit 3763
Serial No. 09/363,234) Examiner: M.M. Thompson
Filed: July 27, 1999)
For: **METHOD AND APPARATUS) Attorney Docket 1-15369
FOR TREATING GAS FOR)
DELIVERY TO AN ANIMAL) Paper No.**

January 3, 2005

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

DUPLICATE SUPPLEMENTAL AMENDMENT

Honorable Sir:

Applicants filed an Amendment in the present application on December 2, 2004. In an Office Action dated November 4, 2004, the Examiner held that: "the reply filed on July 20, 2004 is not fully responsive to the prior Office Action because of the following omissions or matters: the reply must present arguments pointing out the specific distinctions believed to render the claims, including any newly presented claims patentable over any applied references. Claim 106 should be addressed." Claims 34-106 were pending at the time of the November 4, 2004 Office Action, and remain pending.

In response to the Office Action of November 4, 2004, applicants restated all arguments concerning allowability of the claims as if fully incorporated herein. In

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addition, applicants stated that Claim 106 is allowable at least because it requires a liquid phase pharmacologic agent, and the Examiner has not shown this in the prior art of record.

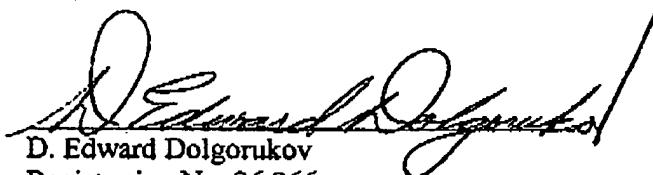
On December 6, 2004, applicants received a further Office action in the present application dated December 2, 2004. Upon examination, the Office Action of December 2, 2004 appeared to be a duplication of the Office Action of November 4, 2004.

Attempts to reach the Examiner to confirm this and to withdraw the duplicate action have bccn unsuccessful.

Therefore, to avoid possible abandonment of this application, this duplicate Supplemental Amendment is being filed with the following statement:

In response to the Office Action of December 2, 2004, applicants restate all arguments concerning allowability of the claims as if fully incorporated herein. In addition, applicants state that Claim 106 is allowable at least because it requires a liquid phase pharmacologic agent, and the Examiner has not shown this in the prior art of record.

Respectfully submitted,



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